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Inventor(s): Osamu S. Nakagawa

Confirmation No.: 3635

Application No.: 09/891,324

AUG 19 2005

Examiner: Schilling, Laur

Filing Date: June 27, 2001

Group Art Unit: 2813

Title: PROCESS FOR HIGH-DIELECTRIC CONSTANT METAL-INSULATOR METAL CAPACITOR  
IN VLSI MULTI-LEVEL METALIZATION SYSTEMS

Commissioner for Patents  
PO Box 1460  
Alexandria, VA 22313-1460

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, July 21, 2005, rejecting the following claims 1-13.  
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(X) (a) Applicant petitions for an extension of time under 37 CFR 1.138 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

<input checked="" type="checkbox"/> one month	\$120.00
<input type="checkbox"/> two months	\$450.00
<input type="checkbox"/> three months	\$1020.00
<input type="checkbox"/> four months	\$1590.00

☐ ( ) The extension fee has already been filed in this application.

☐ ( ) (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$620.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

☐ ( ) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
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☒ (X) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300 on Aug 19, 2005

Number of pages: 8

Typed Name: Judy H. Chung

Respectfully submitted,

Osamu S. Nakagawa

By

Timothy B. Kang

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Reg. No. 48,423

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